

OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

JOHN COLEMAN,)	No. ED104246
)	
Movant/Appellant,)	Appeal from the Circuit Court
)	of the City of St. Louis
v.)	
)	
STATE OF MISSOURI,)	Honorable Elizabeth Hogan
)	
Respondent/Respondent.)	Filed: March 21, 2017

John Coleman (Movant) appeals from the motion court's judgment denying his amended Motion to Vacate, Set Aside or Correct Judgment and Sentence filed pursuant to Rule 29.15¹ (post-conviction motion) after an evidentiary hearing.

REVERSED and REMANDED.

Division Two Holds: The record does not reveal the date post-conviction counsel was appointed and thus we cannot determine the timeliness of the amended motion. Pursuant to the dictate of Moore v. State, 458 S.W.3d 822 (Mo. banc 2015), the motion court's judgment is reversed, and the cause remanded for completion of the record and for the court to conduct an independent inquiry to determine if Movant was abandoned by appointed counsel.

Opinion by: Sherri B. Sullivan, P.J. Roy L. Richter, J., and Colleen Dolan, J., concur

Attorney for Movant: Matthew Huckleby
Attorneys for Respondent: Gregory L. Barnes

THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.
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¹ All rule references are to Mo. R. Crim. P. 2015.